**HON'BLE SRI JUSTICE K.C. BHANU**

**W.P.NO.3597 OF 2003**

**DATED: 25.7.2005**

Between:

G. Lockus

… Petitioner

and

The Principal Secretary, Higher Education,

A.P. Hyderabad and others.

… Respondents

**HON'BLE SRI JUSTICE K.C. BHANU**

**W.P.NO.3597 OF 2003**

**ORDER:**

This writ petition has been filed for a writ of Mandamus declaring the impugned proceedings Rc.No.1361/Admn.VI-1/2001 dated 21.12.2001 issued by the 2nd respondent as illegal, and consequently direct the respondents to promote the petitioner as Junior Assistant, keeping in view the petitioner's long service and also as per G.O.Ms.No.517 dated 29.10.1987.

The facts in brief are that the petitioner has been working as Record Assistant in the grant-in-aid post in the 3rd respondent institution. His grievance is that though he is possessing the requisite qualification and service for promotion to the post of Junior Assistant, his case has not been considered by the respondents. Hence, he is before this court by way of filing this writ petition.

As seen from the impugned proceedings dated 21.12.2001, one N. Hrudaya Raju, who was working as Record Assistant, is promoted to the post of Junior Assistant, which has been approved by the Director of Collegiate Education. It is further to be seen that Mr. Hrudaya Raju, whose appointment and promotion is disputed by the petitioner, has not been added as a party to the present writ petition and in whose absence no adverse orders can be passed. Since it is the right of promotion and without giving any opportunity to Mr. Hrudaya Raju, the question of quashing the impugned proceedings issued by the 2nd respondent does not arise.

The writ petition is devoid of merits and the same is accordingly dismissed for not getting the necessary party impleaded. No order as to costs.

25.7.2005

CVM